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on January 16, 2004

QUINE, INTELLECTUAL PROPERTY LAW GROUP, P.C.

By: Juliana Hermes

Juliana Hermes

Appl. No. : 09/965,672  
Applicant : Steven M. Ziola, et al.  
Filed : September 26, 2001  
TC/A.U. : 2856  
Examiner : John E. Chapman, Jr.

Confirmation No. 2887

Docket No. : 08-000410US  
Customer No. : 22798  
Client Ref No.:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### AMENDMENT AND RESPONSE TO EX PARTE QUAYLE ACTION

Sir:

In response to the Ex-Parte Quayle Action of September 16, 2003, please amend the above-identified application as indicated herein. Please reconsider the application in light of the amendments and remarks below.

**Amendments to the Specification** begin on page 2 of this paper.

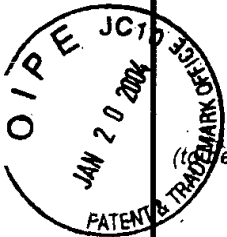
**Amendments to the Claims** are reflected in the listing of claims that begins on page 5 of this paper. A listing of the current claims is included.

**Interview Summary** begins on page 9 of this paper.

**Remarks** begin on page 12 of this paper.

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number

09/965,672

Filing Date

September 26, 2001

First Named Inventor

Steven M. Ziola

Group Art Unit

2856

Examiner Name

John E. Chapman, Jr.

Total Number of Pages in This Submission

Attorney Docket Number

08-000410US

**ENCLOSURES (check all that apply)**

- ☐ Fee Transmittal Form  
☐ Fee Attached
- ☒ Amendment / Response  
☐ After Final  
☐ Affidavits/declaration(s)
- ☒ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application  
☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)  
☐ Drawing(s)  
☐ Licensing-related Papers  
☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition  
☐ Petition to Convert to a Provisional Application  
☐ Power of Attorney, Revocation Change of Correspondence Address  
☐ Terminal Disclaimer  
☐ Small Entity Statement  
☐ Request for Refund

- ☐ After Allowance Communication to Group  
☐ Appeal Communication to Board of Appeals and Interferences  
☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  
☐ Proprietary Information  
☐ Status Letter  
☒ Additional Enclosure(s) (please identify below):

receipt acknowledgment postcard

**Authorization to Charge Deposit Account**

Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name

Jonathan Alan Quine, Reg. No. 41,261, Quine Intellectual Property Law Group, P.C.

Signature

Date

January 16, 2004

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Typed or printed name

Juliana Hermes

Signature

Date

January 16, 2004